



# GENERAL ASSEMBLY

## COMMONWEALTH OF KENTUCKY

### 2012 REGULAR SESSION

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HOUSE BILL NO. 256

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FRIDAY, FEBRUARY 24, 2012

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The following bill was reported to the Senate from the House and ordered to be printed.

RECEIVED AND FILED  
DATE April 11, 2012  
1:16 p.m.  
ALISON LUNDERGAN GRIMES  
SECRETARY OF STATE  
COMMONWEALTH OF KENTUCKY  
BY Mary Sue Stiles

1 AN ACT relating to veterans.

2 WHEREAS, the General Assembly recognizes the ultimate sacrifice made by  
3 Kentuckians in Operation Desert Storm, Operation Iraqi Freedom, and Operation  
4 Enduring Freedom; and

5 WHEREAS, no tribute may be sufficient to repay these brave service men and  
6 women who gave their lives to defend this great nation; and

7 WHEREAS, the General Assembly finds it necessary to establish an  
8 Iraq/Afghanistan War Memorial in honor and memory of these brave Kentuckians;

9 NOW, THEREFORE,

10 *Be it enacted by the General Assembly of the Commonwealth of Kentucky:*

11 ➔SECTION 1. A NEW SECTION OF KRS CHAPTER 148 IS CREATED TO  
12 READ AS FOLLOWS:

13 (1) There is established an Iraq/Afghanistan War Memorial Committee for the  
14 purpose of creating an Iraq/Afghanistan War Memorial in the city of Frankfort,  
15 Kentucky, or another location within the Commonwealth deemed more  
16 appropriate by the committee. Members of the committee shall include:

17 (a) The Governor or his or her designee;

18 (b) The secretary of the Tourism, Arts and Heritage Cabinet or his or her  
19 designee;

20 (c) The commissioner of the Kentucky Department of Veterans' Affairs or his  
21 or her designee;

22 (d) The Adjutant General of the Kentucky Department of Military Affairs or his  
23 or her designee; and

24 (e) A member recommended by the Joint Executive Council of Veterans  
25 Organizations to be appointed by the Governor.

26 (2) The Iraq/Afghanistan War Memorial Committee shall be charged with the  
27 following duties:

- 1 (a) Choosing a design for the memorial;
- 2 (b) Determining a location for the memorial;
- 3 (c) Collecting the names of fallen service men and women to be included on the
- 4 memorial;
- 5 (d) Requesting proposals for the construction of the memorial;
- 6 (e) Making recommendations on an entity to oversee the installation of the
- 7 memorial;
- 8 (f) Making recommendations on an entity that will be responsible for
- 9 maintenance and day-to-day upkeep of the memorial; and
- 10 (g) Seeking appropriations, gifts, grants, federal funds, and any other funds
- 11 both public and private, to assist with the costs associated with the
- 12 establishment of the memorial, which shall be deposited in the
- 13 Iraq/Afghanistan War Memorial fund established in Section 2 of this Act.
- 14 (3) The Iraq/Afghanistan War Memorial Committee shall complete the requirements
- 15 of subsection (2)(a) to (f) of this section no later than October 1, 2012. The
- 16 committee shall produce a written report to be provided to the Governor, the
- 17 secretary of the Tourism, Arts and Heritage Cabinet, the President of the Senate,
- 18 and the Speaker of the House of Representatives. The report shall include at a
- 19 minimum the following information:
- 20 (a) The results of the Iraq/Afghanistan War Memorial Committee's work with
- 21 regard to the requirements of subsection (2)(a) to (f) of this section;
- 22 (b) An update on the costs required to complete the Iraq/Afghanistan War
- 23 Memorial; and
- 24 (c) The amount of money raised for the Iraq/Afghanistan War Memorial at the
- 25 date the report is due.
- 26 (4) The Tourism, Arts and Heritage Cabinet shall have the following responsibilities
- 27 related to the Iraq/Afghanistan War Memorial and the committee established to

1 create the memorial:

2 (a) Provision of staff and administrative resources, not including  
 3 reimbursement for any expense related to the committee's work, for the  
 4 committee; and

5 (b) Administration of the Iraq/Afghanistan War Memorial fund established in  
 6 Section 2 of this Act.

7 ➔SECTION 2. A NEW SECTION OF KRS CHAPTER 148 IS CREATED TO  
 8 READ AS FOLLOWS:

9 The Iraq/Afghanistan War Memorial fund is hereby created as a separate trust fund in  
 10 the State Treasury. The Iraq/Afghanistan War Memorial fund shall consist of amounts  
 11 received from appropriations and any other proceeds from gifts, grants, federal funds,  
 12 or any other funds, both public and private, made available for the purposes of Section  
 13 1 of this Act and this section.

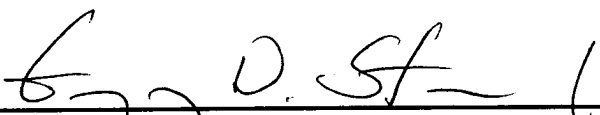
14 (1) The Iraq/Afghanistan War Memorial fund shall be administered by the Tourism,  
 15 Arts and Heritage Cabinet.

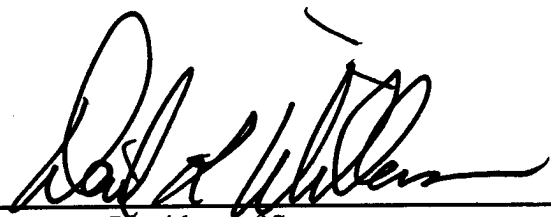
16 (2) Amounts deposited in the Iraq/Afghanistan War Memorial fund shall be used  
 17 only for the purpose of the establishment of the Iraq/Afghanistan War Memorial  
 18 as provided in Section 1 of this Act.


19 (3) Notwithstanding KRS 45.229, Iraq/Afghanistan War Memorial fund amounts not  
 20 expended at the close of a fiscal year shall not lapse but shall be carried forward  
 21 into the next fiscal year.

22 (4) Any interest earnings of the Iraq/Afghanistan War Memorial fund shall become  
 23 a part of the Iraq/Afghanistan War Memorial fund and shall not lapse.

24 (5) Moneys deposited in the fund are hereby appropriated for the purposes set forth  
 25 in this section and shall not be appropriated or transferred by the General  
 26 Assembly for any other purposes.

  
Speaker-House of Representatives

  
President of Senate

Attest:   
Chief Clerk of House of Representatives

Approved   
Governor

Date 4-11-12